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In re Application of :  
WILLIAMSON, et al. :  
Application No.: 09/890,177 :  
PCT No.: PCT/US98/20478 : COMMUNICATION  
Int. Filing Date: 05 October 1998 :  
Attorney Docket No.: BIOP-02 :  
For: APPARATUS AND METHOD FOR :  
HARVESTING AND HANDLING TISSUE: :  
SAMPLES FOR BIOPSY ANALYSIS :

This communication is in response to applicant's "Response to Decision on Petition" filed 02 January 2002 in the United States Patent and Trademark Office (USPTO).

### **BACKGROUND**

On 16 November 2001, applicant was mailed a decision granting applicant's petition for revival of the above-identified application pursuant to 37 CFR 1.137(b). Applicant was advised that the first inventor was listed as Warren N. WILLIAMSON in the published international application and Warren P. WILLIAMSON IV on the executed declaration filed 27 July 2001 and that the second inventor was listed as Stephen WHITLACH in the published international application and Stephen WHITLATCH on the executed declaration. Applicant was afforded two months from the mail date of the decision to provide an explanation for the discrepancies thus allowing continued processing of the application.

On 02 January 2002, applicant filed the present response.

### **DISCUSSION**

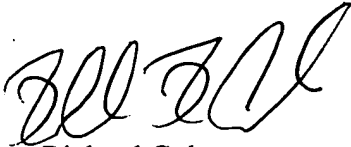
Applicant states, "Please note that these discrepancies are typographical errors in the international application papers and the names should be spelled as set forth in the executed declaration filed July 27, 2001." As indicated in Section 201.03 of the Manual of Patent Examining Procedure, where a typographical or transliteration error in the spelling of an inventor's name is discovered, a petition is not required. Accordingly, applicant's explanation of the differences in the spelling of the inventors' names is accepted and noted for the record.

This application is being forwarded to United States Designated/Elected Office

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(DO/EO/US) for further processing with the name of the relevant inventors spelled as Warren P. WILLIAMSON IV and Stephen WHITLATCH and according a date of **27 July 2001** under 35 U.S.C. 371.



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